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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.794 OF 2006
IN
INCOME TAX APPEAL (LOD) NO.251 OF 2006

The Commissioner of Income Tax ..Appellant.

V/s.

M/s.Aatur Holdings P. Ltd. ..Respondent.

Mr.B.M.Chatterji and Mrs.P.P.Bhosale for appellant.

CORAM : F.I.REBELLO AND
J.P.DEVADHAR, JJ.

DATED : 1ST OCTOBER, 2007.

P.C. :-

There is a delay of 274 days in preferring the appeal. There is affidavit of Mr.P.K.Ramchandran in support of the Motion. An additional affidavit has been filed by P.K.Ramchandran on 26th September, 2007. Respondent has been served. None appears for the respondent. The averments have not been contested by the respondent. From the affidavit, we find that major delay was occasioned in the Ministry of Law and also non availability of stamp papers. Considering the cause shown, in our opinion the same would amount to sufficient cause Hence delay is condoned. Office to register the appeal.

Motion disposed of.

(J.P.DEVADHAR, J.) **(F.I.REBELL0, J.)**